

# Privacy Notice for Members, Trustees and Governors

## **Privacy notice – how the school uses members', trustees' and governors' information**

### **What categories of information are processed?**

The categories of personal information that we process include but are not limited to the following:

- Personal identifiers, contacts and characteristics – e.g. name, date of birth, contact details and postcode
- Governance information – e.g. role, start date, end date, and ID documents
- Evidence of safeguarding checks carried out to comply with safer recruitment and Section 128.

### **Why do we collect and use your information?**

The personal data we collect about you is essential, in order for the school to fulfil its official functions and meet legal requirements.

We collect and use your information for the following reasons:

- To meet the statutory duties placed upon the school

Under the UK General Data Protection Regulation (UK GDPR), the legal basis/bases we rely on for processing personal information for general purposes are:

- For the purpose of meeting the statutory duties placed upon the school in accordance with
- Academy trusts, under the 'Academy trust handbook' (<https://www.gov.uk/guidance/academy-trust-handbook>), have a legal duty to provide the governance information as detailed above.

For special category data, we also rely on the following conditions under Article 9 of the UK GDPR:

- For the purpose of checking prohibition from management of an academy (Section 128)

### **How do we collect your information?**

We collect your personal information via the following methods:

- Trustee, member and governor application via My New Term/self-disclosure form
- Trustee, member and governor information record
- DBS application via Online SCR

Governance roles data is essential for the school's operational use. Whilst the majority of information you provide to us is mandatory, some of it is requested on a voluntary basis. To comply with the UK

GDPR, we will inform you at the point of collection whether you are required to provide certain information to us or if you have a choice.

### **How do we store your information?**

Your personal information is retained in line with the trust's Records Management Policy.

For more information about how we securely store your information, please see the trust's Cyber Security Policy.

### **Who do we share your information with?**

We routinely share your information with but not limited to the following:

- Our LA
- The DfE

### **Why do we share your information?**

We do not share information about you with anyone without your consent, unless the law and our policies allow us to do so.

#### **The LA**

We are required to share information about our governance roles with our LA under legislation.

#### **The DfE**

The DfE collects personal data from schools and LAs. We are required to share information about individuals in governance roles with the DfE under:

- Requirements set out in the 'Academy trust handbook'.

Any information we share with other parties is transferred securely and held by the other organisation in line with their data security policies. All governance data required by the DfE is entered manually on the GIAS system and held by the DfE under a combination of software and hardware controls which meet the current government security policy framework, which is available by following this link: <https://www.gov.uk/government/publications/security-policy-framework>

### **How does the government use your data?**

The governance data that we lawfully share with the DfE via GIAS will:

- Increase the transparency of governance arrangements.
- Enable schools and the DfE to quickly and accurately identify individuals who are involved in governance and who govern in more than one context.
- Allow the DfE to be able to uniquely identify an individual and, in a small number of cases, conduct checks to confirm their suitability for this important and influential role.

You can find out more about the requirements placed on the school by the DfE, including the data we share with them, via this website:

<https://www.gov.uk/government/news/national-database-of-governors>.

Some of this personal data is not publicly available and is encrypted within the GIAS system. Access is restricted to authorised DfE and education establishment users with a DfE Sign-in account who need to see it to fulfil their official duties. The information is for internal purposes only and is not shared beyond the DfE, unless the law allows it to be.

Under the Data Protection Act 2018, you are entitled to ask the DfE what personal information it holds about you. You have the right to ask the DfE:

- If it processes your personal data.
- For a description of the data it holds about you.
- The reasons it is holding your data and any recipient it may be disclosed to.
- For a copy of your personal data and any details of its source.

To exercise these rights, you should make a subject access request. Information on how to do this can be found by following this link: <https://www.gov.uk/government/organisations/department-for-education/about/personal-information-charter>.

You can also contact the DfE directly using its online contact form by following this link: <https://www.gov.uk/contact-dfe>.

### **What are your rights?**

You have specific rights to the processing of your data; these are the right to:

- Request access to the information the trust holds about you.
- Restrict the processing of your personal information, e.g. consenting to it being stored but restricting it being processed any further.
- Object to and prevent processing for the purpose of direct marketing and processing for the purpose of scientific or historical research and statistics.
- Object to decisions being taken by automated means.
- Have inaccurate or incomplete personal data rectified, blocked, erased or destroyed.
- Not be subjected to decisions based purely on automated processing where it produces a legal or similarly significant effect on you.
- To request the deletion or removal of personal data where there is no compelling reason for the continued processing.

If you want to request access to the personal information we hold about you, please contact Data Protection Officer (DPO) Joe Lee on [joe.lee@ark.me.uk](mailto:joe.lee@ark.me.uk).

### **How to withdraw consent and lodge complaints**

If you are concerned or unhappy about the way we are collecting or using your information, please raise your concern or lodge a complaint with the Trust's DPO in the first instance. You can also contact the ICO at <https://ico.org.uk/concerns>.

### **Updating this privacy notice**

We made need to update this privacy notice periodically if we change how we collect and process data. The school will inform you when this privacy notice has changed; however, we also recommend that you revisit this privacy notice periodically.

### **How can you find out more information?**

If you would like to discuss anything in this privacy notice, please contact Joe Lee on [joe.lee@ark.me.uk](mailto:joe.lee@ark.me.uk).

If you require further information about how we and/or the DfE store and use your personal data, please contact the DfE directly via their website (<https://form.education.gov.uk>), or download our Data Protection Policy and Records Management Policy from the trust website.